



UNITED STATES
PATENT AND
TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY
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JUN 11 2003

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In re Application of :
Newman et al. :
Serial No.: 09/507,146 : WITHDRAWAL OF ABANDONMENT
Filed: February 18, 2000 :
Attorney Docket No. L00559/ 70001(ERP) :

This is in response to applicants' petition under 37 CFR 1.181, filed August 29, 2002, to withdraw the abandonment of the above identified application based on timely filing of a reply. The delay in acting on this petition is regretted.

A review of the file history shows that the examiner mailed an Office action to applicants on November 7, 2001, setting a three month shortened statutory period for reply. Applicants replied on February 5, 2002 (Certificate of facsimile transmission date), by filing an amendment. The amendment was received by the Office but never correlated with the file. The Office mailed a Notice of Abandonment to applicants on July 24, 2002, for failure to reply to the Office action. Applicants timely mailed their petition for withdrawal of abandonment on August 29, 2002, as evidenced by the Certificate of facsimile transmission.. In view of applicants' timely reply, the Notice of Abandonment was mailed in error and is hereby withdrawn and the application restored to pending status with the mailing of this decision.

Applicants' petition is **GRANTED**.

The amendment and reply submitted February 5, 2002, will be entered and the case will be forwarded to the Examiner for further consideration.

Should there be any questions with respect to this decision, please contact William R. Dixon, Jr., by mail addressed to: Director, Technology Center 1600, PO Box 1450, Alexandria VA 22313-1450, or by telephone at (703)308-0254 or by facsimile transmission at (703) 308-7230.


Jasmine C. Chambers

Director, Technology Center 1600